

REMARKS

Claims 1 and 28 to 54 were pending in the application at the time of examination. Claims 1 and 49 to 54 stand rejected for double patenting same invention. Claims 28 to 48 stand rejected for obviousness type double patenting.

Claims 1 and 49 to 54 stand rejected under 35 U.S.C. § 101 as claiming the same invention as that of Claims 1 and 22 to 27 of prior U.S. Patent No. 6,651,186.

Applicant has cancelled Claims 1 and 49 to 54 and so has rendered the double patenting, same invention rejection moot. Applicant respectfully requests reconsideration and withdrawal of the § 101 rejection based on Claims 1 and 49 to 54.

Claims 28 to 48 stand rejected for nonstatutory obviousness-type double patenting as being unpatentable over Claims 1 to 21 of U.S. Patent No. 6,651,186.

Enclosed is a TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT INCLUDING STATEMENT UNDER 37 CFR 3.73(b) executed by the assignee of the above application along with the required fee under § 37 C.F.R. § 1.20(d). Applicant respectfully submits that submission of this terminal disclaimer with the appropriate fee renders the obviousness-type double patenting rejection moot. Applicant respectfully requests reconsideration and withdrawal of the obviousness-type double patenting rejection of each of Claims 28 to 48.

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Amdt. dated October 27, 2006
Reply to Office Action of July 3, 2006

Claims 28 to 48 remain in the application. Claims 1 and 49 to 54 were canceled. For the foregoing reasons, Applicant(s) respectfully request allowance of all pending claims. If the Examiner has any questions relating to the above, the Examiner is respectfully requested to telephone the undersigned Attorney for Applicant(s).

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 27, 2006.

 October 27, 2006
Attorney for Applicant(s) Date of Signature

Respectfully submitted,



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